181.

DIRECTION FOR SEARCH OF

RECORDS

Remaining in the { CHANCERIE. / TOWER. / EXCHEQVER, with the *Limnes* thereof: } *viz.*

The { Kings *Remembrancer.* / Lord Treasurers *Remembrancer.* / Clarke of the *Extreats.* / *Pipe.* / *Auaitors.* } The { *First Fruits.* / Augmentation of the *Reuenue.* / Kings *Bench.* / Common *Pleas.* / Records of Courts *Christian.* }

For the clearing of all such *Titles*, and *Questions*, *as the same may concerne.*

With the accustomed Fees of Search: And *diuerse necessarie Obseruations.*

Cui Author

THOMAS POWELL, *Londino-Cambrensis.*

——— *Cum tonat oeyas Ilex*
Sulphure discutitur sacro, quam tuque, di[illegible]ue.

LONDON,
Printed by *B. A.* for *Paul Man*, and [illegible] to be sold at his Shop in *Chancerie* Lane, at the S[illegible]ne of the *Bowle*; or in *Distaffe* Lane, at the Signe of the *Dolphin*. 1623.

TO THE

GREAT DEPVTIE

OF THE GREATEST DEITIE IN HEAVEN,

THE CHVRCHES CHIEFE CONSERVER ON EARTH:

IAMES,

KING OF GREAT BRITAINE, FRANCE, AND IRELAND.

SVppoſe you ſee the Widdow with her Mite,
Debating, whether better to proceed,
And lay it downe in all the Peoples ſight;
Or elſe, to put it vp againe with ſpeed
Now ſhee reſolues to doo't, And then ſhee feares
Th'acceptance of it, and the Peoples gieres:
At laſt, ſhee did conclude, and caſt it in;
Then ſlinkt away, and hop'd ſhee was not ſeene.

Thus, with a very conſcious cautious Eye,
Our Author weighs the Work which he preſents;
Then viewes the Multitude that's ſtanding by,
(Knowing too well their old accuſtom'd bent:)
And now, no ſooner does behold your Selfe,
But layes it at your foot; and then by ſtealth
Auoids; and hopes, the Giuer is vnknowne:
Yet this ſmall Gift ſpeakes great affection.

Your Maiſties

moſt faithfull Subiect,

Th. Powell.

TO

THE BEST BLEST POVR-
TRAICT OF PATERNALL
PERFECTIONS,

CHARLES,

The High and Mightie Prince of
WALES.

IT's onely thy Acceptance may repute
What here I offer : Be but pleas'd to doo't ;
I wiſh more happineſſe may ne're ſucceed it,
But that I may report your ſelfe did read it.

Tibi prior morituras fatis,

Quam tui ſim miraturas fatis,

Tho. Powell.

A

CONGRATVLATORIE TO THE SAFE RETVRNE of that ſincere Seruant of the State, IAMES, Lord Viſcount *Doncaſter.*

THe King receiues thee with an open Arme,
The Commons doe accuſe the fatall Storme
That did detaine thee, to behold a Scene
Which might ſtrike blood-ſhot euery eie of Heau'n
Wouldſt know why we reioice thy comming home?
We loue *Religions* Friends, and thou art one.

Your Lordſhips

to the moſt of his Nerue,

Th. Powell.

TO THE HONORABLE SIR IAMES LEY KNIGHT, Lord chiefe Iuſtice of *England*.

THat thou art ſuch a Iudge, ſo qualifi'de,
As Authors heretofore haue all preſcrib'de
A well erected Iuſticer ſhould be;
Each man perceiues the reaſons pregnancy:
Cuſtome of doing well in lower place,
Can with no ſpurre of Honor change his pace:
Beſides an other cauſe I thinke vpon,
Thou wilt not blame the Kings election.
But why in ſtead of Iuſtice, to theſe labours
Haſt thou afforded them ſo many fauours?
I know no reaſon may induce thee too't,
But that it is thy goodneſſe makes thee doo't.

Your Lordſhips

In all thankfull ac-
knowledgement

T. P.

TO

THAT LAW-ENOBLING GENTLEMAN SIR

Thomas Couentry Knight,

As Generous in all Affayring,
As Generall in Office of Attorney
to his *Maieſtie*.

TO haue a thankfull minde, and not to ſhew it,
Is to know much, and not let others know it;
I will not flatter for a benefit,
Yet better to acknowledge, then forget.
A farther libertie I doe not aske;
That were to me (alas) too great a taske:
For if th'account bee caſt of what is due,
I owe the moſt of any man to you.

The more in your im-
ployment, and diſpoſing,

The more happy,

Tho. Powell.

TO
THE RIGHT WORSHIPFVL
IN FVLL RIGHT OF HIS OWNE
Worth, Sir *Edward Powell*, Knight and Baronet, *Maſter* of his *Mateſties* Requeſts.

VVOrthie Sir (to tell you true)
Faine I would, but know not yet,
Whether your place were made for you,
Or whether you were made for it?
If Feare, to take the double Fee;
If giuing Suitors expedition;
And to reſpect Conueniencie,
Aboue Reward in each Petition,
May make a Maſter of Requeſt,
Though thou be laſt, th'art not the leaſt.

The ſeruant
of your Name,
and Familie

Tho. P.

TO THAT GREAT LIGHT OF LAW LEARNING, THE Right Worſhipfull *William Noy* Eſquire, of *Lincolnes Inne*, preſent Reader.

TO You how much this work of mine doth owe,
My ſelfe muſt needs confeſſe, & you do know.
To ſay (I thanke you) is but poore amends;
For ſo the Fydler and the Begger ends:
Their Thanks liues, only, while the Almes is giuing,
But mine ſhall neuer die, while we are liuing.

Signa virtutum tuarum
longè, latèque ferens

Tho. Powell.

TO THE READER.

Bookes, Medicines, and Lawes ſhould neuer be publiſht, or preſcribed, but as Obiters, to meete with Euils imminent; euer applyed, and euer complying with the preſent neceſsitie.

The neceſsitie of this Subiect complaines it ſelfe in the Multiplicitie of Suites, their expences, and dependencies: which for want of their proper Records, are brought into the Court in ſo many Fractions; that the Iudge, (how painfull, or learned ſoeuer) can hardly reduce them into whole numbers. This therefore haue I out of my Collections of Twentie yeares Search of Record *in the path of my practize compoſed and digeſted by way of a Kallender, into a ſummarie Index of* Direction *for that purpoſe: which (intended only to ſuch as ſhall make the good vſe thereof; and not arme and inable their purpoſes of prying into mens eſtates) I haue now, at the laſt reſolued to publiſh:*

To the Reader.

Desiring your patience till a farther supplyance may gine it, a more perfection: wherein you are accustomed to be so fauourable to others in matters of lesse perplexitie, That I know you cannot varie in me, who euer rest

As Iealous of your Loue

As you are curious of your liking

Th. Powell.

TO
THE READERS, MASTERS
OF THIS MYSTERIE.

YOu that are Masters of this Science,
I aske your aid, and free supplyance.

Cætera turba tuas Muscas venare, Ministro
Fulminis hæc valido propria præda: vale.

T. P.

XUM

DIRECTION
FOR SEARCH OF RECORDS.

THE CHANCERIE.

THE Office of Records of *Chancerie* (commonly called the *Rolls*) hath diuerſe Records of diuerſe and ſundry Natures, beginning with ſome part of King *Richard* the third; and ſo from thence drawne downeward to the preſent.

The Records of *Chancerie* are diuided into theſe kindes, *viz.*

1. *Patents.*
2. *Cloſe Rolls.*
3. *Bundles.*

PATENTS.

In the *Patent Rolls* are contayned all Grants made from the King to the ſubiect,

which paſſe vnder the great Seale of *England*: that is to ſay,

All
- *Perpetuities, fee Fermes, fee Simples, &c.*
- *Leaſes* for *Life, Yeares*, or at *Will.*
- *Grants* of *Liberties.*
- *Licences*, and *Pardons* of *Alienation.*
- *Preſentations.*
- *Annuities.*
- *Speciall Liueries.*
- *Speciall*, and *Generall Pardons.*
- *Pardons* of *Vtlarie.*
- *Licences* of all ſorts, which paſſe the Great Seale.

And on the backſide of the ſaid *Rolls* (called *Patent Rolls*) are inrolled and indorſed theſe things following: that is to ſay,

- *Commiſsions* for the *Peace.*
- *Commiſsions* for *Gaole Deliuerie.*
- *Commiſsions* for *Oyer* and *Terminer.*
- *Commiſsions* to enquire *poſt Mortem.*
- And all the ſpeciall *Commiſsions* which paſſe the Great Seale.

Close Rolls.

The next ſort of Records of *Chancerie* are called *Cloſe Rolls*: In which are contayned

tayned theſe things following: that is to ſay,

1. All *Indentures*, which are acknowledged in *Chancerie* betwixt partie and partie, *Subiects*.
2. All *Recognizances*, which are acknowledged in *Chancerie* betwixt partie and partie, *Subiects*.
3. All *Deeds* whatſoeuer, acknowledged in *Chancerie* betwixt parties, *Subiects*.

(The ſaid *Indentures*, *Recognizances*, and *Deeds* being on the back of the *Roll* indorſed: And diuerſe ſpecial Writs on the inſide thereof.)

Beſides theſe ſeuerall kinds of *Cloſe Rolls*, there be diuerſe other *Rolls*, which becauſe they can challenge no other, or rather more proper ſtation, I thought good to place here: *viz.*

The *Foreigne Roll*, called the *French Roll*, contayning Treaties betwixt this Kingdome and Foreigne Eſtates, and Treaties of Entercourſe, &c.

The *Roll*, called the *Lord Treaſurers Roll*, or (moſt commonly) the *Fine Roll*, wherein are

contayned the Patents of all Eſcheators, Cuſtomers, Controllers, Searchers, Vlnagers; and briefely, all ſuch Patents as paſſe the Great Seale, and are in the gift of the Lord Treaſurer for the time being.

The *Roll* contayning the confirmation of Liberties and Grants made from the King.

The *Parliament Roll*, wherein ſhould bee written all Acts of Parliament.

The *Roll* called *Watſons Roll*, contayning diuerſe Grants and other things confuſedly and promiſcuouſly layd together; which one *Watſon* (ſometimes Clarke of the Great Seale, that is to ſay, betwixt the thirtieth and fortieth yeares of the late good Queene *Elizabeth*) did for ſix or ſeuen yeares together keepe in his Cheſt, and vpon his death they were found, and brought into the Chaple of the *Rolls*.

There is likewiſe (or ſhould be) a perfect *Roll* of the Creation of the Nobilitie, in which all Creations might bee inrolled: which I hold to be the rather neceſſarie, for that many Grants haue beene paſt to one man, ſome whereof, vnder one Title, others

vnder

vnder another, of Office, or Nobilitie (as the partie hath beene aduanced:) which incertaintie of the Patentees Title, cauſeth more expence, and ſearch, then otherwiſe would be, if this *Roll* were duely kept.

The *Roll* contayning all Iudgements, Decrees, and diſmiſſions of Cauſes in the *Chancerie*, with ſome other few *Rolls*, which I omit, as being of little vſe to this preſent purpoſe.

BVNDLES.

The third ſort of Records of *Chancerie*, are called *Bundles*: In which are contayned theſe things following, *viz.*

1. The Files of Bills and Anſweres in *Chancerie*.

2. The Files of *Corpus cum cauſa*, with the Bayles vpon the ſame.

3. All Writs of *Certiorare*, with the Certificates vpon the ſame.

4. All Attachments, Proclamations, and Commiſſions of Rebellion, and Tranſcripts of Iniunctions.

5. The *Bundle*, called the *Scire facias Bundle*, wherein are filed all Writs of *Scire facias*, *Audita querela*, *Ex graui querela*, and their Tranſcripts.

6. *Staple Bundle*, wherein are filed all Certificates of Statutes of the *Staple*, all *Extents* returned vpon the ſaid Statutes, and *Liberatees* vpon the ſame.

7. *Stoole Bundle*, in which are contayned all Tranſcripts of *Superſedeas* for Peace, and Good behauiour.

8. *Gallowes Bundle*, wherein are filed all Certificates made from Biſhops, for the Writ called *Excommunicato capiendo*, and the *Superſedeas* vpon the ſame.

9. The *Horne Bundle*, in which are contayned all Bayles vpon ſpeciall Pardons.

10. The *Pot Bundle*, wherein are contayned all Bills from the *Exchequer*, of the Names of the Sherifes who haue there put in Sureties: And all Warrants of Attorney, for all Sherifes of Counties and Cities, who haue Sherifes.

11. The File of *Certiorare* Bills, wherein are filed all Bills that are exhibited in *Chancerie* for *Certiorare:*

12. The *Arrow Bundle*, wherein are filed all Letters Patents ſurrendred.

All Indentures of Deeds cancelled.

All Acts of Parliament, certified by *Certiorare*.

All

All Writs of *Dedimus poteſtatem*, to take knowledge of any Deed or Recognizance to be enrolled, or cancelled.

All Writs of *Dedimus poteſtatem*, for the acknowledging of any Warrant of Attorney vpon Writs of *Entry*; as alſo for the taking of the Sherifes Oath.

All Writs *de Coronatore, & viridiario elegendo.*

All Writs of *Dower*, and ſuch like, as are for the Prince.

13. The *Eſcheators Bundle*, wherein are contayned all Inquiſitions, taken eyther by vertue of Writ, or by vertue of Office.

14. The *Priuy-Seale Bundle*, wherein are contayned all Priuy-Seales, directed to the Lord *Chancellor* or Lord *Keeper* of the Great Seale, for the paſſing vnder the Great Seale of any Grant from the King, that hath paſſed the Signet and Priuy-Seale.

15. The *Bundle* of Bills ſigned, wherein are contayned all Bills ſigned by the King, which paſſe the Great Seale by the ſaid immediat Warrant, without paſſing the Priuy-Seale at all.

And there are likewiſe in the ſame *Bundle* all Warrants frō the Court of *Wards*, as *ſpeciall Liueries, generall Liueries*, &c.

16. The

16. The *Treaſurers Bundle*, called the *Purſe Bundle*, wherein are filed all Warrants of Eſcheators, Cuſtomers, Controllers, Searchers, Vlnagers, and the like.

17. The *Cardinals Bundle*, in which are contayned all Inquiſitions taken vpon the Surucy of ſo many Religious Houſes as are returned into that Office, which are theſe following: that is to ſay,

Inquiſitions of Abbeyes ſuppreſt, and returned into the *Chancerie*, with the Shires in which their Lands lye, *viz.*

1 *Eſſex* 2 *London* 3 *Hereford*	1 *Blackmore Priory.*
1 *Norff.* 2 *Suff.*	2 *Broomhill Priory.*
1 *Suſſex* 2 *Kanc.*	3 *Bradwell Priory.*
1 *Warw.* 2 *Staff.* 3 *Leiceſt.*	4 *Canwell Priory.*
1 *Buck.* 2 *Northamp.*	5 *Begham Priory.*

1 *Suſſex*

1 Suſſex	6 Calceto Priory.
1 Northamp.	7 Dauentree Priory.
1 Suffolke	8 Dodnes Priory.
1 Oxon 2 Bark. 3 Buck.	9 S. Friſwid in Oxford Priory.
1 Suffolke	10 Felixſtow Priory.
1 Eſſex	11 Horkeſley Priory.
1 Oxon 2 Bark.	12 Litlemore Priory.
1 Kanc. 2 Suffolke 3 Eſſex 4 Surrey 5 London	13 Liſnes Abbey.
1 Hartford 2 Buck.	14 Pray Priory.
1 Suffolke	15 S. Peters in Ipſwich.
1 Bark.	16 Poghley Priory.
1 Suffolke 2 Norfolke	17 Rumburgh Priory.
1 Buck.	18 Raueſton Priory.

1 Buck. 2 Stafford	19 Sandwell Priory.
1 Eſſex	20 Stanſgate Priory.
1 Suffolke	21 Snape Priory.
1 Eſſex	22 Titre Priory.
1 Kanc. 2 Cant. 3 Suffolke 4 Norfolke 5 Surrey	23 Tunbridge Priory.
1 Eſſex	24 Thoby Priory.
1 Bark. 2 Warw.	25 Tuckford Priory.
1 Bark. 2 Oxon 3 Buck.	26 Wallingford Priory.
1 Eſſex	27 Wikes Priory.

OBSERVATIONS TO BE HAD in ſearch of *Chancery Records.*

FIrſt you ſhall vnderſtand, that there be ſome few Grants which were neuer inrolled at all, but remaine amongſt the

the Bills ſigned: As that of 31. of *Henry* the eight, to *Thomas* Lord *Audley*, Lord *Chancellor* of *England*, concerning *Sampkins* Lands in *Eſſex*, with ſome others, which for the moſt part are notwithſtanding inrolled in the *Exchequer*.

Next note, you ſhall looſe your labour, if you ſearch in the Chaple of the *Rolls* for any Grant from the King, which paſſed the Great Seale but within foure or fiue yeares laſt paſt: for they are not, or (at leaſt) vſe not to be brought ouer thither ſo ſpeedily.

But in the meane time, are either with the Riding Clarke (who is one of the ſix Clarks of the *Chancerie*, and takes his turne to doe that ſeruice) for his yeare (that is, to haue the controlling of all Grants which paſſe the Great Seale:) Or elſe (if they be paſt him) they are in the Office of the *Petty Bagge*: As are Inquiſitions *poſt Mortem*, and diuerſe the like, till they can be tranſmitted to the Chaple of the *Rolls*. And yet the Clarkes of the Chaple can as ſufficiently make the ſaid ſearch for you, as any other, and for the like Fee, &c.

Further obſerue, that there be diuerſe Inquiſitions *poſt Mortem*, which are not to bee found in the *Chancerie* at all, by reaſon of ſome Omiſſions, and yet notwithſtanding, are to be found in the *Exchequer*, by reaſon of the correſpondencie betwixt thoſe two Courts (as I ſhall ſhew in his place hereafter.)

And for ſuch Omiſſions, yee may redreſſe them, by tranſmitting the ſaid Records (by *Certiorare*) out of the *Exchequer* vnto the *Chancerie* (as occaſion ſhall require.)

Further, if you haue occaſion to haue a Copie of any *Patent*, *Roll*, or *Bundle*, to plead or ſhew in Euidence; you muſt eyther exemplifie the ſame, or elſe (at leaſt) take a Copie of the whole Record, though there bee many other things contayned in the ſame, which concerne not your preſent purpoſe, or buſineſſe; and haue the ſame exactly examined, that Oath thereof may be made, at the pleading of the ſame: Beſides that, it muſt be ſubſcribed by a Clarke of the ſaid Office, vpon ſuch examination by him ſo made.

DIREC-

DIRECTIONS FOR THE exemplifying of any thing vnder *the Great Seale.*

EXEMPLIFICATION.

IF any Grant which hath beene paſt the Great Seale, be inrolled, and containe more mens Eſtates then one; Which Originall Grant can remaine but in one mans hands: Or in caſe where the Originall is loſt, you would exemplifie the ſame: you muſt firſt ſearch in the Chaple of the *Rolls* for the Inrolment thereof; which being found, any Clarke of the Office may engroſſe the ſame: And when it is engroſſed, you muſt get it examined with the Inrolment, by two Maſters of *Chancerie*, who muſt teſtifie their ſaid Examination vnder their hands. And then (it being readie for the Great Seale) you muſt beare the *Docquet* thereof vnto the Lord *Chancellor* or Lord *Keeper* of the Great Seale, to examine and peruſe the ſame: Which being by him allowed, it may paſſe the Great Seale, and bee exemplified.

Where note, that you may exemplifie nothing of courſe, but what is inrolled, though it be amongſt the Bills ſigned, or by neglect or chance be omitted out of the Inrolment: Neither can an Inrolment be altered, in caſe where the Originall and Inrolment agree not, though by the fault of the Clarke who inrolled and ingroſſed the ſame; without extraordinary and moſt curious examination of all the great Officers of the *Chancerie* at the leaſt (if ſo) &c.

Fees of ſearch in Chancery.

For ſearch of any thing in the *Index* or *Kalender*———	xij d
For ſight of euery *Record* you call for by the *Index* or *Kalender*———	iiij d
For copying of any thing, you pay for euery Sheet———	viij d
For the *Hand* of the Clarke to any thing you coppy———	ij s

Fees of Exemplification.

For euery Skin of Parchment which the *Grant* containeth	xxvj s viij d

For

For the two Maſters of the *Chancerie*, their *Hands* to it— iiij^{s}

For the *Seale* to it— xx^{s} vj^{d}

For deliuering of the *Docquet*— xij^{d}

Out of the foreſaid generall Rule, I muſt except ſuch things as are not in the *Kalender*, as the *Bundles*, called *Breuia Regis*, *Foreigne Rolls*, and the like; the ſearch whereof is very vncertaine, and intricate: For in thoſe ſearches, your Fee muſt anſwer the Clarkes extraordinarie paines, &c.

THE

THE TOWER OF LONDON.

THE Office of Records of the *Tower* of *London*, is a Member or Limme of the Office of the *Rolls* of *Chancerie*, and was made and ordayned onely, to receiue all the old Records from the Chaple of the *Rolls* of *Chancerie*, at ſuch times as the Maſter of the *Rolls* ſhould thinke fit to disburden the Chaple, and ſend ſuch *Rolls* as whereof there is leſſe vſe (by reaſon of their Antiquitie) ouer to the Office of the *Tower*.

The Records in the Office of the *Tower* begin with ſome part of King *Richard* the third, and ſo extend backward towards the Conqueſt; howſoeuer, it hath but few Records more ancient, then of King *Iohn*, and *Henry* the ſecond.

The

The Records contayned in the Office of the *Tower*, are the like generally, and of those kindes, as are the Records formerly declared to be in the *Rolls* of the *Chancerie*: *viz.*

The like *Patents*, and *Commissions*.
The like *Close Rolls* of all sorts.
The like *Bundles* of all sorts.

The Office of the *Tower*, by reason of the antiquitie of Records contayned in it, hath some Records, the like whereof are not in the Chaple of the *Rolls*: *viz.*

The Taxation of the Spiritualtie.

A Booke of *Taxation*, taken vpon the Surucy of the *Spiritualties* of *England*, or all the Spirituall Liuings: Whereof there is one likewise remayning with the Kings *Remembrancer* of the *Exchequer*.

Taxation of the Temporaltie.

A Booke of *Taxation*, taken vpon the Surucy of the *Temporalties* of *England*, or all Temporall Liuings, diuided into their seuerall *Denaries*.

But whether this latter Booke be a Re-

cord, or no, I make queſtion; it being brought thither of late times, by a Clark of that Office: and (as I heare) likely to be carryed away againe, if not alreadie gone.

There is alſo the ancient *Perambulations* of *Foreſts*.

Parliament Buſineſſe.

There be likewiſe diuerſe *Parliament Buſineſſes*, the like whereof are not in the Chaple of the *Rolls*.

Foreigne Rolls.

There be likewiſe diuerſe *Rolls* of *Foreigne Buſineſſes*, the like whereof are not in the *Chancerie*.

The Obſeruations concerning the Omiſſions, or not inrolling of ſome Offices, and Patents, are the like as in the Chaple of the *Rolls*; and their remedies the like.

The Correſpondencie the like betweene this Office and the *Exchequer*.

And (to conclude) there be ſome Records in the *Tower*, which, becauſe there is no order taken for the reducing of them into *Kalenders*, and their diſtinct *Claſſes*, can neyther be by me, nor any other, here, or elſe-

where

where demonſtrated. It were to be wiſhed, that ſome courſe might be taken in time, for the repayring of thoſe Records which are worne out with their Antiquitie, before it be too late, and paſt remedie: It is the generall Cauſe, therefore would haue the helpe of the generall Purſe in that behalfe.

The Fees for ſearch in the Tower.

For ſearch of any thing by *Kalender*, or without ——— } x s

And if you haue once payd the Fee of ſearch, you may for the ſame Fee ſearch for the ſame thing ſo often and ſo long, as vntil you be reaſonably well ſatisfied, with ſome conſideration to be had reſpectiuely firſt and laſt to the Clarkes paines.

In all other things, as

Coppy.
Hand.
Exemplification.

And generally, as in the *Rolls* of *Chancerie* aforeſaid.

THE EXCHEQVER.

THE Records of the Court of *Exchequer* are many; and they remaine in the cuſtodie of diuerſe ſeuerall Officers of that Court (as appertaines to their ſeuerall places.) And of the ſaid ſeuerall Officers, becauſe ſome haue but the cuſtodie of Records tranſitorily, as they paſſe through their hands; and others, by way of controlment and examination: I intend onely to ſhew what Records the Clarkes, (with whom the Records of the *Exchequer* are filed, or rather fixed for euer) haue in their cuſtodie: *viz.*

The Kings *Remembrancer.*
The Lord Treaſurers *Remembrancer.*
The Clarke of the *Pipe.*
The *Auditors.*

The

The Clarkes on the *Receipt side*, vnder the Chamberlaines.
The Office of the *Pleas*.
And the reſt of the ſaid *Exchequer*.

As for the reſt of the Officers and Offices omitted, I paſſe them not ouer, but imply them rather in theſe aboue named.

INDVCTION TO THE better vnderſtanding of the Records *of the* EXCHEQVER.

BEfore I enter into the diſtribution of theſe Records, firſt I muſt giue you to vnderſtand, that there was anciently deuiſed an Extract of *Chancerie*, which is at this day called the *Originall of Chancerie*.

This Originall or Extract, tranſmitted yearely from the *Chancerie* to the *Exchequer*, contayneth in it moſt of the buſineſſes and matters belonging to the *Exchequer*.

And by this Extract or Originall growes the great germane affinitie betwixt the *Exchequer* and the *Chancerie*.

The Buſineſſes of this Originall or Extract, I now intend to diſtribute to the ſe-

uerall Officers and Offices before recited, as they doe properly appertaine vnto them, with ſuch other matters of Record as they may peculiarly challenge vnto them; eſpecially according to the order of Sir *Richard Liſter*, ſometime Lord chiefe Baron of the *Exchequer*, made the ſixt of Iuly, in the fiue and twentieth yeare of the fortunate King *Henry* the eight, for reconcilement of certaine Differences then had betwixt the two *Remembrancers*: as followeth.

THE

THE KINGS REMEMBRANCER.

THE Records here are as ancient, as the beginning of King *Henry* the third; and few more ancient.

In this Office of the *Kings Remembrancer* are contained, entred, and filed these things: *viz.*

All Writs of *Priuiledge* for

The *Lord Treasurer*
The *Chancellor*
The *Chamberlaines*
The *Barons*
The *Marshall*
All the great Officers
} of this Court.

All Writs of *Priuiledge* for

Clarkes, and the lesser Officers
} of this Court.

All

All their ſeruants attending in their ſaid Offices.

All *Informations* vpon all
Forfeitures.
Penall Lawes.
Intruſions.
Contempts, &c.

Alſo all *Proceſſe* made out by the Originall, againſt all

Cuſtomers —
Controllers —
Vlnagers —
The *Gauger* of *London*
Collectors of all *Taxes* —

} for their *Accompts* with all things belonging thereto.

Recognizances taken to the Kings vſe; as they be with the other *Remembrancer* alſo.

All *Proceſſe* vpon *Recognizances* for the King, for execution thereof by *Scire facias*, or otherwiſe, till the Defendant bee diſcharged.

All *Euidences*, *Deeds*, and *Writings* ſealed, concerning the King, which are requiſite to be inrolled in the *Exchequer*; as they bee with the other *Remembrancer* alſo.

All *Deeds* concerning any other party but the King, requiſite to be inrolled in the *Exchequer*.

Writs

Writs of *Mittimus* out of *Chancerie*.

Writs directed out of *Chancerie* to the Barons of the *Exchequer*.

Priuy-Seales directed to the Barons.

All manner of Writs vpon all manner of Commiſſions, for concealements of Cuſtomes of Merchandizes; with all Writs of *Aſsiſtas in Auxilium*, for collecting of the ſame Concealements, and all other Writs which concerne ſuch Buſineſſes.

All *Letters Patents* (as they may be with the other *Remembrancer*, at the pleaſure of the *Patentee*.

Alſo all *Bagges* of *Parcels of Accompts* of

Eſcheators
Commiſsioners
Searchers
Stewards
Baylifes
Fermors
Butler

} whereof there is any *Parcell* made.

All Writs directed to the *Exchequer*, for ſearch of any thing.

All *Inquiſitions* ſent by *Mittimus* to the *Exchequer*.

All *Acts of Parliament* ſent by *Mittimus* to the *Exchequer*.

Likewiſe all *Proceſſe* againſt theſe, *viz.*

The *Treaſurer*
The *Coferer* of the *Houſehold*
The *Butler* of *England*
The *Maior* and *Fraternitie* of the *Staple*
The *Maſter* of the *Horſe*
The *Officers* of the *Mynt*
And other great *Officers*

} for their *Accompts*

There are likewiſe, ſince the making of the foreſaid Order of Sir *Richard Liſter*, by his appointment, ſome Records brought from the other *Remembrancer* to this; the certaine Titles whereof appeare not in the ſaid Order.

There is likewiſe a Preſſe *de rebus tangentibus Hiberniam.*

There is likewiſe in this Office, the *Red Booke*; which treateth moſt excellently of the ancient Ordination and Orders of the *Exchequer*.

As alſo the Booke intituled, *Liber Decretorum & Ordinationum Curiæ Augmentationis Coronæ*: Which was made, for the moſt part,

part, in the time of King *Henry* the eight, and is likewiſe in the *Augmentation* Court.

The Booke of the Taxation of the *Abbeyes.*

Likewiſe ſome *Leidger Bookes* of *Religious Houſes.*

Some { *Rentalls*, *Surueyes*, *Accompts*, *Grants*, *Contracts*, *Leaſes*, *Compoſitions* } of *Religious Houſes*, which (for the moſt part) were brought thither for ſome eſpeciall ſeruice of the King, vpon Tryall or like occaſions.

Some { *Allowances* and *Proprieties* } of { *Sacriſts*, *Cellariſts*, and other *Officers* } of *Religious Houſes.*

And I find in the *Red Booke*, before mentioned, that there was in this Office a Booke called *Tricollumpnus.*

This Booke (as the name imports) conſiſted of three *Collumpnes.*

1. The firſt, concerned the Church of *England.*

2. The ſecond, the worthy Acts of King *Henry* the ſecond.

3. The third, *Negotiations* publique and familiar. But this Booke is not to be found any where.

And this ſhall ſuffice for the *Kings Remembrancer.*

As for the Obſeruations to be had in ſearch here, with the vſuall Fees thereof; I ſhall take occaſion to ſpeake in the next place.

THE

THE LORD TREASVRERS REMEMBRANCER.

IN the Office of the *Lord Treaſurers Remembrancer* are contayned, filed, and entred theſe things following: *viz.*

The *Originall* or *Extract* of *Chancerie* it ſelfe.

For though the *Kings Remembrancer* and the Clarke of the *Pipe* take out of the ſame ſuch things as concerne their Offices reſpectiuely, yet the *Originall* it ſelfe doth alwayes remayne here.

The Contents of the *Originall* are theſe: *viz.*

1. The names of all { *Sherifes*, *Eſcheators*, *Cuſtomers*, *Controllers*, *Searchers*, *Fermers of Vnage*, *Fermors generally*, } That they may be called vnto *Accompts*.

2. All *Liueries* ſued out of the Kings hands; that *Proceſſe* may bee made againſt the Kings Tenants, for doing of their *Homage*, and anſwering of their *Reliefes*.

3. All manner of *Patents*, granted by the King to any perſon, wherein is reſerued or contained any *Homage*, or *Fealtie*, or elſe any yearely Rent to his Maieſtie, or whereby a Fee is granted.

4. All manner of *Commiſſions* to any { *Iuſtices* of *Peace*. *Iuſtices* of *Sewars*. *Iuſtices* of all kinds.

That *Proces* may be made againſt them for deliuering of { *Recognizances*, *Iſſues*, *Fines*, *Amerciaments* } Taken before them.

5. All manner of *Commiſſions*, directed to any perſon or perſons, to enquire of any Lands or Tenements of ſuch as haue beene offenders

offenders to the King. In which *Commiſſions* the *Commiſſioners* haue authority to ſeize the ſaid Lands or Tenements to the Kings vſe; that *Proceſſe* may be made againſt the ſaid *Commiſſioners*, for the profits thereof.

6. All names of all *Collectors* of { *Subſidies* / *Fifteenes* / *Diſmes* / *Taxes generally* } To call them to accompt.

7. There is likewiſe in the ſaid *Originall* (or at leaſt ſhould be) all *Pardons* of courſe, granted of Grace, for *Manſlaughter*; by which, though the Life be pardoned, yet the Goods of the party ſo pardoned, be forfeited: So thereby *Proceſſe* may goe forth, to enquire what Goods or Chattels hee had at the time of the doing of the Offence.

8. Alſo vnder the Title of *Diem clauſit extremum*, are all the names of ſuch perſons, as after whoſe deaths the *Eſcheator* hath found any *Office* or *Title* for the King, by *Knights ſeruice*, &c. And in how many *Shires* the ſaid *Office* was found, and before what *Eſcheator*: That in caſe one *Office* make no mention of any *Tenure* for the King, whereby he ſhould haue a Right; yet then they may examine all

all the other Shires, whether there bee any Tenure for the King in them.

Alſo there are, or ſhould be, all *Recognizances* forfeited to the King in *Chancerie*, and Charters of *Denization*: And theſe bee the Contents of the *Originall* for the moſt part; which though it were diſ-vſed in the Lord *Chancellor Cromwels* dayes, yet it was reſtored to his former vſe afterwards.

Now I returne to ſhew what other Records, beſides the *Originall*, are with this *Remembrancer*: *viz.*

All manner of *Accompts* of

With all proceſſe vpon theſe *Accompts*.

- *Sherifes.*
- *Eſcheators.*
- *Commiſsioners.*
- *Searchers.*
- *Stewards.*
- *Baylifes* of *Franchiſes.*
- *Fermors.*
- All *Gaugers* (*London* only excepted)
- *Accompts* for *Workes*, *Buildings*, and *Reparations* for the King.
- *Preſt Moneyes.*
- And what is not in the other *Remembrancer.*

Alſo

Alſo here are all *Extreats*

out of { The *Kings Bench.* / The *Common Pleas.* / The *Clarkes* of the *Market.* / *Iuſtices* of *Peace* and *Aſsiſe.* / *Iuſtices* of *Gaole Deliuerie.* / *Iuſtices* of *Sewars.* } To be by him deliuered to the Clarke of the *Extreats.*

All other *Extreats* or *Penalties* from any other the Kings Iuſtices or Miniſters, other then what are formerly aſſigned to the other *Remembrancer.*

All Writs of *Priuiledge*, of ſuch as haue cauſe of Priuiledge here on this ſide.

All *Recognizances* of the *Exchequer*, as well as on the other ſide.

All *Euidences*, *Deeds*, and *Writings*, ſealed concerning the King, which are to bee inrolled in the *Exchequer* (as well here as on the other ſide.)

All *Letters Patents*, as well here as on the other ſide, at the pleaſure of the Patentee.

All *Proceſſe* againſt Commiſſioners *ad certificandum*, *& ad ſeiſandum*, *&c.* other, then what concerne Cuſtomes & Merchandizes.

All *Proceſſe* vpon Patents of *Fermors*, made and recorded here.

All *Records* of *Vtlaries* certified to the Barons; the *Proceſſe* whereupon, hee makes and deliuers to the *Eſcheators*.

All *Inquiſitions*, *Offices*, and *Tranſcripts*, other then what were formerly aſſigned to the other *Remembrancer*, paſſe through his hands to the *Parcell-maker*.

All *Taxes* of payment of the *Accomptes* of { *Sheriffes* / *Eſcheators* / and *Bayliffes* } entred here.

All *Amerciaments* afferred in Court.

All *Summons* of *Accomptants*.

All *Neglects* of their *Apparances*.

All *Amerciaments* for miſ-returne of *Writs*.

All *Awards* of *Writs*, according to their returne, thereby to note the *Defaults*.

A Booke made at euery Termes end, of all *Iudgements* of any *Debts* diſcharged, to be by him deliuered to the Clarke of the *Pipe*, for the parties diſcharge.

The Booke, which is commonly called *Nomina villarum*, made about the ninth of King *Edward* the ſecond: Wherein is contayned the Names of all the Hundreds and Villages of *England*, with the Names of all the

the then Owners of them; excepting ſome few Shires vncertified, or loſt.

The Booke of all *Knights Fees.*

The Booke of the *Aide* of the *Prince.*

The *Surueyes* of diuerſe the Kings Lands, taken of late yeares.

There are with this *Remembrancer*, as with the other, diuers Records: *viz.*

Rentalls
Leidgers
Surueyes
Accompts
} of *Religious Houſes*, brought thither vpon ſpeciall ſeruice of the King.

And laſtly, here are the *Accompts* of *Aſſeſſements*, and other proceedings touching *Romiſh Recuſants.* But this Limne is taken away from this *Remembrancer*, and made lately a ſeuerall *Office* of it ſelfe.

OBSERVATION FOR ſearch in the two *Remembrancers.*

FIrſt, in regard their Records lye in ſeuerall and differing places, there is thereby great difference in the manner and charge of ſearch of the ſame.

Next, you ſhall vnderſtand, that within the ſaid ſeuerall *Remembrancers* there are ſeuerall Clarks, who haue peculiarly and properly the keeping of ſeuerall Records: And that the Records of theſe Offices are not as thoſe in *Chancery*, common to all the Clarks alike; eſpecially for the Lord *Treaſurers Remembrancer*, who hath vnder him diuerſe Secondaries and Clarkes, appointed to their ſeuerall Records diſtinctly: But it ſhall ſuffice, that I bring you to the Office, wherein you may promiſe your ſelfe to finde theſe Records, paying Fees for ſearch as followeth.

FEES OF SEARCH WITH the two *Remembrancers*.

At the Exchequer, *at* Weſtminſter.

For ſearch of the *Red Booke* on the *Kings Remembrance* ſide, as followeth.

For opening the *Cheſt*——— } ij ˢ

For the *Attorney*, who ſheweth it, if hee goe of purpoſe to *Weſtminſter* to ſhew it——— } iij ˢ iiij ᵈ

Other-

Otherwiſe, it may be the *Attorney* will take leſſe: *viz.*——— } j'

For ſearch on the Lord Treaſurers *ſide.*

For ſearch of any thing in the *Tenure-houſe*, their *Liguli Inquiſitionum*, and *Gills* Bookes——— } vj^{s} viij^{d}

For ſearch of all other things generally in the *Offices* in *London*— } as in *Chancerie.*

For ſearch at *Weſtminſter* generally, according to their paines in ſearch——— } no certaine Fee.

For ſearch in Vacation time at *Weſtminſter*, your *Attorneyes* Fee at leaſt——— } iij^{s} iiij^{d}

Beſides the *Vſhers*, for opening the doores.

And for more certaintie, I referre you to their owne Tables of diuerſe Fees, which are or ſhould be in their *Offices*, to be ſeene publiquely: I hauing onely ſet downe the Fees of mine owne practiſe herein.

And this ſhall ſuffice for the two *Remembrancers.*

THE CLARKE OF THE EXTREATS.

WITH the Clarke of the *Extreats* are
All *Extreats* of the *Greene Waxe* vpon
Fines,
Amerciaments,
Forfeited Recognizances,
&c.

Whatsoeuer is extreated and directed to all the Sherifes of this Realme, of all such summes of Money as be lost and forfeited within their seuerall Bayliwikes, to the intent that they should leuie the same for the King.

And thus much shall suffice for the same Records which are here, and by transference to be found elsewhere, *vt supra*.

THE

THE PIPE.

THE Records here, are ſome as ancient as in the time of King *Henry* the ſecond.

The Clarke of the *Pipe*, who by Office hath the execution by Summons of the *Pipe*, of all Debts determined vpon all the Kings Debtors, of what kind ſoeuer; hath accordingly the Making, Entring, and Recording of

All { *Proceſſe* of *Summons* } againſt all the { *Proceſſe* of *Extent* } Kings *Debtors.*

Alſo

The Booke, called the *Booke of Iudgements*, which is ſaid to be likewiſe with the *Lord Treaſurers Remembrancer.*

All *Leaſes* of any the Kings Lands, being but *Quillets*, vnder the Rent of fiue pounds yearely, and paſt vnder the *Exchequer Seale*, and *Cuſtodie.*

For

For if they be aboue fiue pounds *per annum* Rent, Or vnder fiue pounds *per annum* paſt in Reuerſion, Or paſt with other things, which make the Booke exceed fiue pounds *per annum*: Then they paſſe vnder the Great Seale, and are to be found in the *Chancerie vt ſupra.*

All *Leaſes* and *Grants*, wherein there is *Homage* or *Fealtie*, or ſuch like ſeruice reſerued to the King.

The *Roll* called the *Great Roll*, which hee engroſſeth.

And herein he conueyeth yearely all

Vicountels and *Fermes* } and the arrerages thereof.

And all *Debts* due to the King, are in the ſaid *Great Roll* contayned.

Alſo here are

All ſuch *Awards* as the Barons make vpon any Examinations of

any { *Sherifes* / *Eſcheators* / *Stewards* / *Baylifes* } charging or discharging } them of

All ſummes of *Money* by him caſt vp, ſuch as

as the foreſaid *Accompeants* ſhall be charged withall.

Either
By the *Foreigne Oppoſer* of *Greene Waxe*:
Or,
The *Auditor* for *Foreigne Accompts.*

Here are alſo

All *Grants*, wherein the King may haue either

Reuerſion,
or
Rent.

Which, with diuers other things, hee taketh out of the *Originall* of *Chancerie*, and enters the ſame, with moſt of his other Buſineſſes, in the *Roll* called the *Great Roll*, before mentioned.

Alſo here are

All *Fines*, for not acknowledging of

Homage or *Reliefe*, } Extracted from the *Lord Treaſurers Remembrancer.*

All *Amerciaments* set vpon *Accomptants*, for not keeping their dayes prefixed, or for what cause soeuer.

All *Debts* recouered for the King, which hee extracts from the *Kings Remembrancer*, with the *Fines* and *Amerciaments* of any *Accomptants* there.

All *Duties* for Vacation of Bishoprickes, and the like *Debts*.

And all other *Fermes* and *Debts*, for which *Processe* are awarded by the Barons of the Court.

All { *Allowances*, *Petitions*, *Charges*, *Accompts*, *Discharges* } of *Collectors* and *Accomptants* generally, as the Court doth award them.

All the Kings *Houshold Expences*, and other *Forcigne Accompts*.

All *Accompts* of the Kings *Reuenues*, &c.

These,

With some other Records of diuers natures, not so proper or native to this Office as

as the former, being brought hither at ſome times for ſpeciall ſeruice of the King, are here likewiſe.

And briefely, hence iſſue as from a *Pipe*, all *Proceſſe*, whereby the King recouereth or extracteth any thing due vnto him, or diſchargeth the ſame.

THE AVDITORS.

THE *Auditors* are of two ſorts: and ſo accordingly are the Records remayning with them, differing reſpectiuely.

1. The one, for the *Kings Reuenues.*
2. The other, for the *Preſt Accompts.*

The *Auditors* for the *Reuenues* are likewiſe of two ſorts:

1. The one for his certaine Shires.
   Accompts proper and foreigne, of all *Accomptants* to the King.
   Accompts referred vnto him by the Barons.
2. The other ſelected by his Maieſties Commiſſioners, to bee Clarke vnto them, when they haue eſpeciall Commiſſion for the letting, ſelling, & ſetting of any his Maieſties Lands or Poſſeſſions; and hee is called *Auditor of the Rates.*

Av-

AVDITOR OF THE REVENVE.

WIth the *Auditor* of the *Reuenue* are theſe Records following: *viz.*

All the *Accompts* of the *Reuenue* of

All the Kings { *Honours* / *Mannors* / *Lands* / *Tenements* } in their ſeuerall Circuits.

Shewing

1. What *Lands* euery *Tenant* holdeth.
2. What *Rent* euery *Tenant* payeth.
3. What *Seruice* the *Tenant* oweth in ſome caſes.
4. What the cleare value of the *Lands* held is.
5. What *Repriſals, Perquiſits*, &c.
6. What *Allowances* and *Fees* iſſuing.

Diſtinguiſhing

7. The *Poſſeſsions* and the *Demeſnes* from the reſt, &c.
8. The *Freehold* from the *Cuſtomarie*.

Charging and diſcharging

9. The *Tenants*, who are to pay the *Rent*.

10. The *Receiuers* and *Baylifes*, who collect the same.

Next, are in his custodie such *Leases*, as wherein there is reserued to his Maiestie either

Rent,
or
Seruice.

Next, are with him such *Leases* or *Grants* as whereby the King is to pay *Fee* to the *Leasee* or *Grantee*, by the hands of his generall *Receiuer* of the *Countie*, &c.

Next, here are the *Accompts* of

All { *Customers.* / *Escheators.* / *Receiuers*, generall and particular. / *Fermors.* }

Lastly, here are in this *Office*

Diuerse { *Rentalls*, / *Leidgers*, / *Surueyes*, &c. } For Lands in their Shires at least.

And most of these last Records haue come to their hands since the dissolution of the *Monastique* Houses, and for the most part vpon occasion of especiall seruice for the Crowne, &c. And

And diuers of the ſaid Records no doubt haue beene carryed from this *Office*, by the Executors, Friends, and Clarkes of *Auditors* deceaſed; of which, the King and his ſubiects might haue excellent vſe and benefit.

THE AVDITOR OF THE RATES.

WIth this *Auditor* of the *Rates*, are

1. The *Grants* of what is ſold, let, or ſet by the Commiſſioners.
2. The *Rates* of the ſame.

OBSERVATION.

SO that it is not ſufficient for you, to ſearch the proper *Auditor* for the *Shire*, for diſcouerie of any thing paſt; but you muſt further cleare the ſearch with this *Auditor* of the *Rates*. And in ſome caſes you ſhall not haue full ſatisfaction of the paſſing of ſome things, vnleſſe you ſearch as lowe as with the Clarke of the *Papers* of the *Signet*.

AVDI-

AVDITOR OF THE PREST.

THis laſt *Auditor* being for the *Preſt Accompts*, hath and taketh all *Accompts* of

All { 1. *Moneyes* giuen in *Preſt*
2. The *Buildings*
3. *Maintaynings*
4. *Repairings* } of his Maieſties *Nauie*, *Houſes*, &c.

5. With all *Accompts* appertaining thereunto.

6. All *Accompts* of the *Houſehold*, and all the Officers of the ſame.

Fees of ſearch with the Auditors.

At the *Office* } as in the *Rolls* of *Chancerie* generally.

At *Weſtminſter* } as in the *Remembrancers* generally.

THE

THE RECEIPT SIDE.

THE chiefe Records on this ſide, within the compaſſe of my ſubiect, propoſed onely for the clearing of *Titles* and *Eſtates*, are in the cuſtodie of

1. The *Chamberlaines*, and their *Deputies*, and
2. The *Clarke* of the *Pells*.

Or at leaſt, I may imply the reſt within or vnder the *Chamberlaines*, and *Vnder-Chamberlaines*.

CHAMBERLAINES.

THe *Chamberlaines* haue the cuſtodie or paſſing of

1. All *Tallies* ſtricken, in receipt of all payments made to the King.
2. All *Foyles* { *Ioyned*, or *Vnioyned*.

3. Old Records of the *Exchequer* Court, being more ancient then thoſe in the *Remembrancers.*

4. And *Pleadings* of the *Common Pleas*, till the end of *Richard* the ſecond: And of the *Kings Bench*, till the end of *Henry* the fifth; where their owne proper *Treaſuries* begin, and are kept in the *Treaſurie* called the *Round Treaſurie*, behind the Abbey at *Weſtminſter.*

5. Some ancient *Treaties* with Foreigne Eſtates, being of more antiquitie then the Records of the proper *Treaſuries* of the *Kings Bench*: And theſe are kept in a *Treaſurie* adioyning to the foreſaid *Round Treaſurie*, and are kept very ſtrictly vnder ſixe Keyes, belonging to ſo many ſeuerall Officers of the *Exchequer.*

6. Diuerſe Records; as *Pleadings*, and other things commixed, of the time of King *Edward* the firſt, King *Edward* the ſecond, and King *Edward* the third: And theſe are kept in a *Treaſurie* neere to the Records of the *Augmentation* Office, becauſe the other *Treaſuries* cannot containe them.

The

The Chamberlaines haue

7. The Booke, called *Institutio Scaccarij*, purporting the Subiect in the Title.

8. The *Blacke Booke*, which is elsewhere recited.

9. Offices *post mortem*, with the *Parcels* vpon them, which they deliuer to the *Parcell-maker*.

10. All Writs of *Allowances*, sent from the King, by *Mittimus* vnder the Great Seale.

11. The *Assignements* of *Auditors*, in some cases to take *Accompts*.

12. A Booke of some of the ancient *Lawes* of S. *Edward*.

13. The Booke, commonly called *Doomes-day*, made in the time of the *Conqueror*, consisting of two Volumes: *viz.*

1. The one, contayning *Suffolke*, and *Norfolke*.

2. The other, contayning all the rest of the Shires.

The Institvtion Of *this Booke.*

AND this Booke was made for the reducing of the Estates of all the Lords Spirituall and Temporall, and Bodies Politique and Ciuill, that then were to hold immediately of the said *Conqueror:* and so consequently it containes as followeth.

The Contents Of Doomes-day *Booke.*

1. THe ancient Demesne Lands of the Crowne.

2. The Lands of the then Lords Spirituall and Temporall, Religious Houses, Societies, Fraternities, Bodies Politique and Ciuill, &c. For the most part, by the *Yard, Hide, Oxe-gauge, Carucate, Selion,* &c.

3. Their Fayres, Markets, Priuiledges, Liberties, and Customes, &c. With diuers other things of like nature.

And you shall vnderstand what a *Yard-Land,* and what a *Hide* contayneth, by the same Author; and how many *Hides* were then

then in *England*: And consequently, how many *Knights Fees*; and how they were in propertie of the Church, or Temporaltie, appeares by the same Booke.

The Fees of search with the Chamberlaines, or their vnder Chamberlaines.

For search in the *Round Treasurie*—— / *Treasurie* of the *Olde Treaties*—— / *Treasurie* of the three first *Edwards*——	viij^{s} ij^{d}
For Copie of any thing in any of them, euery sheet——	j^{s}
For search of *Domes-day* Booke——	vj^{s} viij^{d}.
For Copie of any thing in it, to be written in the old *Saxon Letter*, euery Line——	iiij^{d}
For search of the Ordinarie Records, which belong vnto them as *Chamberlaines*, onely concerning their *Tallies*, &c.——	as with the *Remembrancers*, at their Office.

OBSERVATION.

Where note, that they haue the keeping, or rather the conſeruing of the old Records of other Courts, and other things, as they are a part of the Kings *Treaſurie*; and the Fees of Search and Copies are the greater, becauſe they are diuided amongſt many hands.

CLARKE OF THE PELLS, OR, *CLERICVS PELLIVM.*

WIth the Clarke of the *Pells*, are

All { *Receipts* { To the King, for what cauſe ſoeuer, } payd. / *Payments* { for or by whoſoeuer }

The Fees of Search

At no certaintie, but reſpectiuely to their paines.

And thus much for the *Receipt Side.*

Now

NOW NEXT

THe Office of the *First Fruits*, and *Augmentation* of the *Reuenues*, offer themſelues: For as for the Officers omitted, there is no Record with them, which may not be found with ſome other of the Officers formerly mentioned.

The *Controller* of the *Pipe* hath onely the controlment of what is with the *Clarke* of the *Pipe*.

The *Foreigne Oppoſer* maketh vp his *Docquet*, and deliuereth it to the *Clarke* of the *Pipe*.

The *Parcell-maker*, who gathereth together the Offices *poſt Mortem*, and maketh a Booke of the *Parcells*; is but a *Retayler* of Records: and they are elſewhere, as is formerly declared.

The *Marſhall* hath nothing peculiar to himſelfe, which is matter of Record.

The

The *Vſher* his Office conſiſts more in knowing the number, then the nature of the Records.

The Clarke of the *Nihils* onely offers his emptie Purſe to the Clarke of the *Pipe*.

And therefore I paſſe theſe ouer, and addreſſe my ſelfe to that which requires the Remainder of my Lampe.

THE

THE FIRST FRVITS OFFICE.

WITH the *Remembrancer* of the *First Fruits*, and *Tenths*, are

1. The Valuation of all Biſhoprickes, Denaries, and Eccleſiaſticall Promotions, which ought to pay *Firſt Fruits*, and *Tenths*.

2. All *Bonds* for ſecuritie of the *First Fruits*, and *Tenths*, be here kept and made.

3. All *Proceſſe* for the ſame.

4. All *Lands* belonging to moſt of the Religious Houſes, certified into this Office, though not by way of Suruey, yet in very diſtinct and exact manner; for the moſt part about the ſixe and twentieth yeare of *Henry* the eight. Whereunto (as it is ſaid) the Gouernors of ſuch Houſes were ledde,

being perſwaded by the Lord *Cromwell*, That what they brought in thither, ſhould bee reſtored, and confirmed vnto them, in auoydance of the *Premunire*: And that what was omitted, ſhould be taken and reputed as concealed from the King.

FEES

For ſearch of *Valuations*	xij^{d}
For view of either Booke (the whole being deduced into two) which concerne Lands belonging to any Abbeyes	iij^{s} iiij^{d}

THE

THE COVRT OF AVGMENTATION.

THIS Court contaynes all the Records of the Lands of all Religious Houſes, as well the greater, as the leſſe, which at the time of their Diſſolutions could bee brought into the Kings hands: As,

1. *Accompts.*
2. *Surueyes.*
3. *Surueyes* vpon *Accompts.*
4. *Leidger Bookes.*
5. *Rentalls.*
6. *Leaſes.*
7. All other particular *Euidences.*
8. The *Pleadings*, *Preſentments*, and *Proceeding* in their Courts, before diſſolution, with others the like.

9. And lastly, the *Surueyes* taken vpon the *Accompts* of most of the said Lands, vpon and after their said Dissolution.

The Fees of search in the Augmentation Court.

For *Search* and *Copie*, as in the *Rolls* of *Chancerie*, except it be out of Terme time; and then, as in time of Vacation with the *Remembrancers*.

THE

THE KINGS BENCH.

THE Records of the *Kings Bench* are diſtinguiſhed, according to the ſeueral *Limnes* thereof.

The *Limnes* of the *Kings Bench*, bee two.

The Records are accordingly of two ſorts: *viz.*

Pleadings vpon all Actions perſonall, and ſome mixt Actions.

Pleadings and Buſineſſes of the Crowne.

THE PROTHONOTORIES SIDE.

THe Records on this ſide, are *Pleadings* vpon all manner of Actions perſonall.

Attaints.
Appeales.

Inrolments of Purchaſes of Eſtates of Freehold purchaſed, which may be there inrolled, as well as in the *Chancerie*, or other Courts, at the pleaſure of the Purchaſers.

And in the *Red Booke* in the *Exchequer*, you ſhall find, that the King vſed to ſit in perſon here, to entertaine and anſwere Foreigne *Negotiations*.

Treaties and *Controuerſies* } in { *Religion*, and *Ciuill* Buſineſſes.

But the more ancient of theſe, are with the *Chamberlaines* of the *Exchequer*.

And the latter are with the Keeper of the Kings *Royall Paper* (as I take it.)

The Records on this ſide, which are kept in the proper *Treaſurie*, are as ancient as from the beginning of the harmeleſſe King *Henry* the ſixt, till this preſent: Of which, onely the Records of one yeare and a halfe laſt paſt, are vnlocked vp, and lye open to bee ſearched, in the lower *Treaſurie*; and ſome

ſome few yeares more in their vpper *Treaſurie.*

Fees of Search in the Kings Bench.

For Search of euery Terme in the vpper *Treaſurie*	iij ˢ iiij ᵈ
Beſides the Keepers Fees of the *Treaſurie*, which are little more then thoſe of the *Common Pleas Treaſurie*	as in *Common Pleas.*
For Search of euery Terme, of a yeare and a halfe paſt	vj ᵈ

THE

THE CROVVNE OFFICE.

THE *Crowne Office*, in which are contayned the Pleas of the Crowne, Buſineſſes of the Peace, and Good Behauiour; Indictments, Preſentments, Attainders; Recognizances of diuerſe ſorts; Informations vpon Penall Lawes; and Vtlaries of Offendors, and Malefactors, &c. I doe aduiſedly pretermit.

THE

THE COVRT OF COMMON PLEAS.

THE Records of the *Common Pleas*, are

Pleadings vpon all { *Reall* and *Actions* whatsoeuer, { *Personall*.

Which may bee pleaded at the *Common Law*.

The Records kept in the *Treasurie* of this Court, are as ancient as from the beginning of King *Henry* the fourth, till this present.

Tenne of the last yeares Records lye abroad.

The former yeares are shut vp.

Before the foure and twentieth yeare of our late Queene *Elizabeth*, the *Reall Actions*

and the *Perſonall* went promiſcuouſly together. But ſince that time,

The Kings *Siluer* and *Fines*
Aſsizes
Formedons
All *Reall Actions*
Deeds inrolled
Protections

All theſe were ſeperated from the *Perſonall Actions*.

The Fees of Search in the Common Pleas.

For ſearch of euery Terme, lying abroad ——— iiij d
For ſearch of euery Terme, lockt vp ——— iiij s
For opening the *Treaſury* Doore — iij s

To conclude, take direction from the *Prothonotories Docquets*, and *Remembrancers*, to direct you in the *Treaſurie* for latter times.

RECORDS

RECORDS OF COVRTS CHRISTIAN.

I Meane not to diſcourſe euery particular Court or Office in this kinde; but onely to purſue my Scope, propoſed in the *Frontiſpice* hereof, for clearing of Titles: Within which limitation, theſe Records doe eſpecially offer themſelues: *viz.*

Teſtaments, and *Adminiſtration* of Goods, &c.

Preſentations, and Confirmations.

Immunities, Priuiledges, and other Rights of *Preſcription.*

TESTAMENTS AND ADMINISTRATIONS.

ALL *Wills* and *Teſtaments* of the *Defunct* are proued, & recorded, either with the *Regiſter* of the

1. *Prerogatiue.*
2. The *Proper Dioceſſe.*
3. The *Peculiar*, or
4. The *Viſitant* for the preſent.

THE PREROGATIVE.

IN all caſes where the *Defunct* hath or had Goods, Chattels, Credits, or other Perſonall Eſtate, to the value of fiue pounds, or vpwards, at the time of his Deceaſe, out of the Dioceſſe where hee liued, and was reſident, or died; the *Will* of the *Defunct* is proued, and recorded in the *Prerogatiue*, for the whole Eſtate.

The Records of the *Prerogatiue* are as ancient, as vntill *Septimo Richardi ſecundi*, *Anno Domini* 1383. And it hath none more ancient, as appeares by their Kalenders, (which are exceeding well made vp, and diſpoſed.)

For

For all ſuch *Wills* as are of more antiquitie, you ſhall ſearch for them with the generall *Regiſter* of the Arch-biſhop, in whoſe Office both theſe Buſineſſes were carryed, till the diuiſion of the ſame, made at the time aforeſaid.

ADMINISTRATIONS.

THE ſame Rules and Obſeruations are to bee held in matter of *Adminiſtration* of Goods, &c.

THE PROPER DIOCESSE.

IN caſe where the whole Perſonall eſtate of the *Defunct* doth, or did, at the time of his Deceaſe, remaine or bee within the Dioceſſe where hee liued, and was reſident, or died; ſo that the value of fiue pounds, or vpwards, thereof is not, or was not (at ſuch time) in any other Dioceſſe: the *Will* of ſuch *Defunct* is proued and recorded in the proper Dioceſſe, with the *Regiſter* of the Arch-Deacon, or his Officiall of courſe, or the Commiſſarie.

And in the Biſhops *Viſitation*, with his Chancellor or Commiſſarie; with reſeruation onely to the peculiars, together with the benefit of generall *Viſitation*.

Note, that by reaſon of the familiaritie betweene the Biſhops Commiſſarie, and the Arch-Deacon, commonly you may finde *Wills*, not being of *Prerogatiue* nature, ſo ſoone (ſometimes) with the one, as the other.

The like Rule is of *Adminiſtrations* in the *Dioceſſe*.

Onely note, That ſometimes you ſhall finde *Wills* proued, and *Adminiſtration* granted in ſeuerall *Dioceſſe* (*quoad*) vnto ſeuerall parts or parcels of the eſtate of the *Defunct*, lying and being at the time of his death ſo ſeparate and diuided: And ſometime thoſe which of right are proued, or granted and recorded in the *Prerogatiue*, to be likewiſe called to be proued or recorded in the proper *Dioceſſe*.

For ſuch *Wills* as fall in time of *Viſitation*, either of the Arch-Biſhop, or the Biſhop of the *Dioceſſe*, you muſt ſearch for them according to the Rule of their times, and yeares

yeares of *Viſitation*, wherein they are very certaine.

And (as I take it) heretofore, when the Pope had power of *Viſitation* in *England*, hee tooke likewiſe *Probate* of *Wills*, &c. Which may be very well now miſſing *inter alia*.

OBSERVATION.

You ſhall note, that there be ſome *Wills* of the deceaſed, which cannot be found with the *Regiſter* of any *Court Chriſtian*; and yet are extant in the Chaple of the *Rolls* of *Chancerie*, or the *Tower*, in their Offices *poſt mortem*.

And laſtly, ſome *Wills*, which cannot bee found either with *Regiſter* of *Court Chriſtian*, or in *Chancerie*, may (in caſe, *inter alia*, where the deceaſed hath deuiſed any thing to any Societie, or Bodie Politique) bee found inrolled in the Houſe, Colledge, Hoſpitall, Hall, Abbey, &c. to whom ſuch things were deuiſed; or amongſt the Records of ſuch Societies, diſſolued; or amongſt the Euidences of ſuch, as vnto whom the

the ſame things ſo giuen, haue ſithence come, if you purſue the ſame.

And this ſhall ſuffice for *Wills* and *Teſtaments*; wherein I onely write mine owne Practice.

PRESENTATIONS, AND CONFIRMATIONS.

NEXT, there are with the *Regiſter* of the *Courts Chriſtian*,

Preſentations & *Confirmations*	To Spirituall Promotions, being eyther	*Proper* to the proper *Patron*, or *Accidentarie*, by *Lapſe*.

1. For the proper *Preſentation*, ſearch with the *Regiſter* of the Biſhop, or of the Deane and Chapter, in caſes where they haue the Propertie originally; and the Record thereof is to be found with them reſpectiuely.

2. And

2. And with the Biſhops *Regiſter* onely, in caſe the *Preſentation* falls vnto him by *Lapſe*.

3. But in caſe where any other priuate Patron doth preſent in his owne right, in his due time; the beſt light for diſcouerie thereof, is by the *Induction*, and ſometimes by the confirmation of ſuch *Grants*.

4. Or in caſes where the King preſents by *Lapſe*, or *Omiſsion* in the Biſhop; ſearch in the *Chancerie*: and generally, in moſt caſes ſearch in the *Firſt Fruits*.

CONFIRMATIONS.

Confirmations are (for the moſt part) with the Biſhop of the *Dioceſſe*.

And you ſhall find, before the Diſſolution of the Abbeyes, that Spirituall Liuings or Promotions were ſeldome giuen to any Religious Houſe; but that the Patron of the ſame Houſe confirmed it, and kept Record thereof.

IMMVNITIES.

THERE are next with the *Regiſters* of *Courts Chriſtian*, Records of

Immunities
Priuiledges
Rights of
Preſcription

} granted to Bodies Politique or Priuate.

As,

For exemption from paying of *Tithe* at all.

For paying of a *Rate Tithe.*

For paying, or doing ſomewhat, in ſtead of *Tithe.*

For exemption from comming to the Pariſh Church.

For exemption from diuers other Duties; as *Watch, Ward,* and others, of diuers other ſorts.

For *Peculiarities.*

For *Priuiledges* of diuerſe kinds.

For *Faculties* of diuerſe natures.

And theſe, by cuſtome and continuance, haue attained to ſuch reputation, that not-

notwithſtanding the Records ſhould bee loſt, yet the Remembrance or Preſcription of them holdeth his wonted force and validitie.

And (which is moſt ſtrange to me) that notwithſtanding there bee many times, in many caſes, Records to cleare the Preſcription in queſtion: yet, in pleading, they doe often vſe no other argument, but the memorie of Man, which may erre. And therefore I could wiſh, that the ſeuerall *Regiſters* of all *Dioceſſe*, would collect all ſuch Records; that thereof there might bee a perfect Volume digeſted, for Succeſſion.

But alas, if moſt of theſe *Immunities*, *Priuiledges*, and *Rights*, were graunted at the firſt, and generally afterwards confirmed by the Popes *Viſitant* in *England*: (as I partly know, and am otherwiſe induced to beleeue the ſame.) Where may I then ſay, theſe Records are to be found, ſo perfect as at *Rome*? Where (I haue heard credibly) that they bee very carefully preſerued at this houre; and would

(if they might be had) cleare many tedious and expensiue *Suits* for matter of *Prescription*. And if they whom it chiefely concernes, would be at the charge thereof; I durst vndertake (with Gods assistance) to bring them all exemplified faithfully into *England* within three yeares.

Thus omitting to speake of any Record concerning Matters of *Matrimonie*, which is Twynne with matter of *Contract* (hauing no other naturall Mother then *Court Christian*) becauſe it is euery mans Learning, I paſſe it ouer, with all other their Records, which tend not to the enucleating of Title, and Eſtate. And if any one anſwer, that the Confirmation, or Nullitie of Marriage, toucheth many an ones Free-hold and perſonall Eſtate very neerely, and therefore would not bee ſo ſlightly pretermitted: I reply, touching Marriages queſtionable vpon Propinquitie of Blood, Pre-contract, want of Age in eyther partie, indirect accompliſhment, Diſparitie, want of Conſummation, or Diſabilitie of the Miniſter marrying the parties, with the like proceedings,

dings, tending to Separation, or Nullitie; you ſhall ſearch in the Proper *Dioceſſe* generally; and ſometimes, with the *Regiſter* of the *High Commiſsion*. But the Miſdemeanors themſelues in ſurreptitious Marriages, are (of later times) for the moſt part, to be found in the *Star-chamber*. And for the Solemnization of the Marriage it ſelfe, ſearch the Parochiall *Regiſter*: Which, becauſe it is ſometimes vncertaine, in regard that the Marriage performed by Facultie of *Licence*, may alter the place; it were not amiſſe, that all Church-Wardens might be enioyned to preſent (quarterly) euery particular Marriage, celebrated in their Pariſhes reſpectiuely.

THus hauing brought the execution and intention of theſe Labours into a Circle; preſuming, that you will not, in Title of Coppy-hold, require mee to open that, of which (for the moſt part) your Steward of the Mannor, and certaine of the Coppy-holders keepe the Keyes: Neyther to informe you in the Cuſtomes,

Liberties, or Priuiledges of Cities, and Townes Corporate; which your Librarie-Keeper, or other Officer, who keepes the *Treaſurie* of all the ſame Records in their common *Guild-Hall*, can onely ſhew you, (eſpecially for the Cuſtomes of the Citie of *London*; whereupon old *Dunthorne* and their *Liber Albus* doe moſt excellently treat)

I reſt

Sub roſtro Cyconiæ.

FINIS.

XUM

XUM

RECORDS

Remaining in the { CHANCERIE. TOWER. EXCHEQVER, with the *Limnes* thereof: *viz.*

The { Kings *Remembrancer.* Lord Treasurers *Remembrancer.* Clarke of the *Extreats.* *Pipe.* *Auditors.* } The { *First Fruits.* Augmentation of the *Reuenue.* Kings *Bench.* Common *Pleas.* Records of Courts *Christian.*

For the clearing of all such *Titles*, and *Questions*, *as the same may concerne.*

With the accustomed Fees of Search: And *diuerse necessarie Obseruations.*

Cui Author

THOMAS POWELL, *Londino-Cambrensis.*

—— Cum tonat ocyus Ilex
Sulphure discutitur sacra, quam tuque, domusque.

LONDON,
Printed by *B. A.* for *Paul Man*, and are to be sold at his Shop in *Chancerie* Lane, at the Signe of the *Eagle*, or in *Distaffe* Lane, at the Signe of the *Dolphin*. 1628.

The Right Hon.ble Charles Viscount Bruce
of Ampthill Son and Heir
of Thomas Earl of Ailesbury

56...947

TO THE

GREAT DEPVTIE

OF THE GREATEST DEITIE IN HEAVEN,

THE CHVRCHES CHIEFE CONSERVER ON EARTH:

IAMES,

KING OF GREAT BRITAINE, FRANCE, AND IRELAND.

SVppoſe you ſee the Widdow with her Mite,
Debating, whether better to proceed,
And lay it downe in all the Peoples ſight;
Or elſe, to put it vp againe with ſpeed?
Now ſhee reſolues to doo't, And then ſhee feares
Th'acceptance of it, and the Peoples gieres:
At laſt, ſhee did conclude, and caſt it in;
Then ſlinkt away, and hop'd ſhee was not ſeene.

Thus, with a very conſcious cautious Eye,
Our Author weighs the Work which he preſents;
Then viewes the Multitude that's ſtanding by,
(Knowing too well their old accuſtom'd bent:)
And now, no ſooner does behold your Selfe,
But layes it at your foot; and then by ſtealth
Auoids; and hopes, the Giuer is vnknowne:
Yet this ſmall Gift ſpeakes great affection.

Your Maiſties

moſt faithfull Subiect,

Th. Powell.

TO

THE REST BLEST POVR-
TRAICT OF PATERNALL
PERFECTIONS,

CHARLES,

The High and Mightie Prince of
WALES.

IT's onely thy Acceptance may repute
What here I offer: Be but pleas'd to doo't;
I wish more happinesse may ne're succeed it,
But that I may report your selfe did read it.

Tibi prior morituras fatis,
Quam tui sim miraturas satis,

Tho. Powell.

A

CONGRATVLATORIE TO THE SAFE RETVRNE of that ſincere Seruant of the State, IAMES, Lord Viſcount *Doncaſter*.

THe King receiues thee with an open Arme,
The Commons doe accuſe the fatall Storme
That did detaine thee, to behold a Scene
Which might ſtrike blood-ſhot euery eie of Heau'n
Wouldſt know why we reioice thy comming home?
We loue *Religions* Friends, and thou art one.

Your Lordſhips

to the moſt of his Nerue,

Th. Powell.

TO THE HONORABLE SIR IAMES LEY KNIGHT, Lord chiefe Iuſtice of *England*.

THat thou art ſuch a Iudge, ſo qualifi'de,
As Authors heretofore haue all preſcrib'de
A well elected Iuſticer ſhould be;
Each man perceiues the reaſons pregnancy:
Cuſtome of doing well in lower place,
Can with no ſpurre of Honor change his pace:
Beſides an other cauſe I thinke vpon,
Thou wilt not blame the Kings election.
But why in ſtead of Iuſtice, to theſe labours
Hoſt thou afforded them ſo many fauours?
I know no reaſon may induce thee to't,
But that it is thy goodneſſe makes thee doo't.

Your Lordſhips

In all thankfull acknowledgement

T. P.

TO

THAT LAW-ENOBLING GENTLEMAN SIR *Thomas Coventry* Knight,

As Generous in all Affayring,
As Generall in Office of Attorney to his *Maiestie*.

TO haue a thankfull minde, and not to ſhew it,
Is to know much, and not let others know it;
I will not flatter for a benefit,
Yet better to acknowledge, then forget.
A farther libertie I doe not aske;
That were to me (alas) too great a taske:
For if th'account bee caſt of what is due,
I owe the moſt of any man to you.

The more in your imployment, and diſpoſing,

The more happy,

Tho. Powell.

TO
THE RIGHT WORSHIPFVL
IN FVLL RIGHT OF HIS OWNE
Worth, Sir *Edward Powell*, Knight and Baronet, *Maſter* of his *Maieſties*
Requeſts.

VVOrthie Sir (to tell you true)
Faine I would, but know not yet,
Whether your place were made for you,
Or whether you were made for it?
If Feare, to take the double Fee;
If giuing Suitors expedition;
And to reſpect Conueniencie,
Aboue Reward in each Petition,
May make a Maſter of Requeſt,
Though thou be laſt, th'art not the leaſt.

The ſeruant
of your Name,
and Familie

Tho. P.